

PUBLISHED IN THE WICHITA EAGLE ON DECEMBER 7, 2012

ORDINANCE NO.49-399

AN ORDINANCE PROVIDING FOR THE ACQUISITION BY EMINENT DOMAIN OF CERTAIN PRIVATE PROPERTY, EASEMENTS AND RIGHT-OF-WAY THEREIN, FOR THE PURPOSE OF ACQUIRING REAL PROPERTY FOR THE IMPROVEMENT OF THE KELLOGG FREEWAY BETWEEN CYPRESS STREET AND CHATEAU STREET IN THE CITY OF WICHITA, SEDGWICK COUNTY, KANSAS; DESIGNATING THE LANDS REQUIRED FOR SUCH PURPOSES AND DIRECTING THE CITY ATTORNEY TO FILE A PETITION IN THE DISTRICT COURT OF SEDGWICK COUNTY, KANSAS, FOR ACQUISITION OF THE LANDS AND EASEMENTS THEREIN TAKEN AND PROVIDING FOR PAYMENT OF THE COST THEREOF.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That it be and is hereby declared to be a public necessity to acquire by eminent domain proceedings for the purpose of public right-of-way for the development of infrastructure associated with the improvement of the Kellogg Freeway between Cypress Street and Chateau Street in the City of Wichita, Sedgwick County, Kansas, the lands and easements hereinafter described in Section 2.

SECTION 2. That the description of the lands and title therein necessary for the purpose of such action is as follows:

Clear and complete title for the uses and purposes herein set forth in and to the following-described tracts, to-wit:

That part of the vacated street right-of-way, (Vacation Order, Case No. VAC2006-00031, recorded in DOC.#/FLM-PG:28834270), lying north of Lot 1, Lankin Addition in Wichita, Sedgwick County, Kansas, described as follows: Commencing at the northwest corner of said Lot 1, said northwest corner also being the southwest corner of said vacated street right-of-way; thence northerly along the extension of the west line of said Lot 1 and along the west line of said vacated street right-of-way, 25.00 feet (described), 27.36 feet (calculated per measured information), to the northwest corner of said vacated street right-of-way; thence easterly along the north line of said vacated street right-of-way, 35.61 feet for a point of beginning; thence continuing easterly along the north line of said vacated street right-of-way, 350.49 feet to a deflection corner in said north line; thence southeasterly with a deflection angle to the right of 50°00'00" (calculated per description), 48°08'47" (calculated per measured information), along the

northeast line of said vacated street right-of-way, 25.30 feet (described), 27.07 feet (calculated per measured information), to the intersection with the northerly extension of the east line of said Lot 1; thence southerly along said extended east line, 29.50 feet to the intersection with the easterly extension of a line tangent to the point of compound curvature in the north line of said Lot 1, said extended tangent line also being the south line of said vacated street right-of-way; thence westerly along said extended tangent line and along the south line of said vacated street right-of-way, 29.98 feet (described and platted), 30.25 feet (calculated per measured information), to the point of compound curvature in the north line of said Lot 1; thence northwesterly with a deflection angle to the right of $29^{\circ}07'51''$, 14.97 feet; thence westerly with a deflection angle to the left of $27^{\circ}59'32''$, 136.15 feet; thence westerly with a deflection angle to the left of $05^{\circ}10'23''$, 192.95 feet to the point of beginning (Tract 1) and

That part of Lot 1, East Turnpike Entrance Addition, Wichita, Kansas, described as follows: Beginning at the northwest corner of said Lot 1; thence easterly along the north line of said Lot 1, 153.70 feet (platted), 153.71 feet (calculated per described information), to a deflection corner in said north line; thence southeasterly along the northeasterly line of said Lot 1, 353.62 feet (platted), 353.61 feet (calculated per described information), to a deflection corner in said northeast line; thence southerly along the east line of said Lot 1, 49.96 feet; thence northwesterly with a deflection angle to the right of $124^{\circ}50'20''$, 153.63 feet; thence northwesterly with a deflection angle to the left of $9^{\circ}57'58''$, a distance of 301.25 feet; thence westerly with a deflection angle to the left of $21^{\circ}24'59''$, 30.00 feet to a point on the west line of said Lot 1, said point being 89.44 feet south of the northwest corner of said Lot 1; thence northerly along the west line of said Lot 1, 89.44 feet to the point of beginning (Tract 3) and

All of Lot 2, F.N.I.C. Addition, Wichita, Sedgwick County, Kansas, together with that part of Lot 1 in said F.N.I.C. Addition described as follows: Beginning at the northwest corner of said Lot 1; thence southerly along a segment of the west line of said Lot 1, 290.00 feet to a deflection corner in said west line; thence easterly along a segment of the west line of said Lot 1, 25.00 feet to a deflection corner in said west line, said deflection corner also being on the west line of part of a fire lane easement as granted in said F.N.I.C. Addition; thence northerly along the west line of said fire lane easement, and as extended northerly 290.00 feet to a point on the north line of said Lot 1; thence westerly along the north line of said Lot 1, 25.00 feet to the point of beginning (Tract 8) and

All of Lot 2, R.V.C. Addition, Wichita, Sedgwick County, Kansas (Tract 10) and

That part of Lot 1, R.V.C. Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at the southeast corner of said Lot 1; thence westerly along the south line of said Lot 1, 15.28 feet; thence northerly parallel with the most northerly segment of the east line of said Lot 1, 363.92 feet to a point on the north line of said Lot 1; thence easterly along the north line of said Lot 1, 23.00 feet to the northeast corner of said Lot 1; thence southerly along the most northerly segment of the east line of said Lot 1, 312.56 feet (platted), 312.48 feet (calculated), to a deflection corner in said east line; thence southerly along a segment of the east line of said Lot 1, 52.02 feet to the point of beginning (Tract 12)

Beginning at the southeast corner of Lot 1, Davis-Moore Addition, Wichita, Kansas, Sedgwick County, Kansas; thence with an assumed bearing of $S90^{\circ}00'00''W$ on the

south line of said Lot 1, a distance of 253.00 feet; thence N00°00'00"E, a distance of 124.79 feet (described), 124.73 feet (calculated), to a point 175.00 feet south of the north line of said Lot 1; thence N90°00'00"E parallel with the south line of said Lot 1, N89°59'31"E (calculated and not parallel with the south line of said Lot 1), a distance of 238.00 feet, more or less, to the intersection with the east line of said Lot 1; thence S00°00'00"W on said east line, a distance of 4.79 feet to a corner in the easterly line of said Lot 1; thence continuing on said easterly line S08°31'51"E, a distance of 101.12 feet to a corner in the most easterly line of said Lot 1; thence S00°00'00"W on said line, a distance of 20.00 feet (platted), 19.97 feet (calculated), to the point of beginning (Tract 13) and

Lot 1, Cross Town East, Wichita, Kansas, EXCEPT that part of said Lot 1 dedicated to the public for street purposes recorded on Film 574 at Page 849, said dedication being described as follows: Beginning at the Northwest Corner of the Cross Town East Addition, said point being seventy-nine and four tenths (79.4) feet south and seventy-five (75) feet east of the Northwest Corner of Section 28, Township 27 South, Range 2 East of the 6th P.M.; thence east along the south right-of-way line of US-54 Highway for a distance of twenty (20) feet to a point; thence southwest for a distance of twenty-eight and twenty-eight hundredths (28.28) feet to a point on the east right-of-way line of Webb Road; thence north along the east right-of-way line of Webb Road for a distance of twenty (20) feet to the point of beginning (Tract 15) and

That part of Lot 2, Cross Town East, Wichita, Kansas described as beginning at the northeast corner thereof; thence south along the east line of said Lot 2, 155.00 feet; thence west parallel with the north line of said Lot 2, 190.00 feet; thence north parallel with the east line of said Lot 2, 155.00 feet to a point on the north line of said Lot 2; thence east along the north line of said Lot 2, 190.00 feet to the point of beginning (Tract 17) and

That part of the West Half of the Southwest Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas described as follows: Commencing at the southwest corner of said Southwest Quarter; thence northerly along the west line of said Southwest Quarter 60.60 feet to the north right-of-way line of U.S. Highway 54 as condemned in District Court Case No. A-17549; thence easterly with a deflection angle to the right of 90°00'17", 95.00 feet to the intersection with the east line of a permanent easement for road right-of-way as established in the Dedication recorded in Film 574 at Page 847, and for a point of beginning; thence northwesterly with a deflection angle to the left of 134°43'14" and along a segment of the east line of said Dedication, 35.53 feet to a deflection corner in said east line, said deflection corner being 70.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the right of 44°42'57" and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 110.00 feet to a deflection corner in said east line; thence westerly with a deflection angle to the left of 90°11'51" and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 26.00 feet to a deflection corner in said east line, said deflection corner being 44.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the right of 83°29'06" and along a segment of the east line of said Dedication, 34.22 feet to a deflection corner in said east line, said deflection corner being 40.00 feet normally distant east of the west line of said Southwest Quarter and on the east right-of-way line of Webb Road; thence

northerly with a deflection angle to the right of $06^{\circ}42'45''$ and along the east right-of-way line of said Webb Road, (said east right-of-way line being parallel with the west line of said Southwest Quarter), 52.00 feet to a deflection corner in the east line of a permanent easement for road right-of-way as established in the Dedication recorded in Film 574 at Page 847; thence easterly with a deflection angle to the right of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 5.00 feet to a deflection corner in said east line, said deflection corner being 45.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the left of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 271.00 feet to a deflection corner in said east line; thence westerly with a deflection angle to the left of $90^{\circ}11'51''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 4.00 feet to a deflection corner in said east line, said deflection corner being 41.00 feet normally distant east of the west line of said Southeast Quarter; thence northerly with a deflection angle of $90^{\circ}11'51''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 26.00 feet to a deflection corner in said east line; thence easterly with a deflection angle to the right of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 4.00 feet to a deflection corner in said east line, said deflection corner being 45.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the left of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 112.00 feet to a deflection corner in said east line, said deflection corner also being a deflection corner in the east line of a Right-of-Way Agreement as recorded in Film 595 at Page 814; thence northerly along the east line of said Right-of-Way Agreement, (said east line being parallel with and 45.00 feet normally distant east of the west line of said Southwest Quarter), 446.39 feet; thence southerly with a deflection angle to the right of $168^{\circ}41'24''$, 101.98 feet to a point 65.00 feet normally distant east of the west line of said Southwest Quarter; thence southerly with a deflection angle to the right of $11^{\circ}18'36''$ and parallel with the west line of said Southwest Quarter, 370.00 feet; thence southerly with a deflection angle to the left of $04^{\circ}39'12''$, 431.42 feet to a point 100.00 feet normally distant east of the west line of said Southwest Quarter; thence easterly with a deflection angle to the left of $85^{\circ}20'48''$ and perpendicular to the west line of said Southwest Quarter, 130.00 feet to a point 230.00 feet normally distant east of the west line of said Southwest Quarter; thence southerly with a deflection angle to the right of $90^{\circ}00'00''$ and parallel with the west line of said Southwest Quarter, 136.35 feet to a point 100.00 feet normally distant north of the south line of said Southwest Quarter; thence easterly with a deflection angle to the left of $87^{\circ}01'04''$, 180.29 feet to a point 90.00 feet normally distant north of the south line of said Southwest Quarter; thence easterly with a deflection angle to the right of $08^{\circ}16'19''$, 100.74 feet to a point 70.00 feet normally distant north of the south line of said Southwest Quarter; thence easterly with a deflection angle to the left of $07^{\circ}48'46''$, 99.27 feet to a point 63.70 feet normally distant north of the south line of said Southwest Quarter; thence easterly with a deflection angle to the left of $03^{\circ}38'19''$, 715.62 feet to a point on the east line of the West Half of said Southwest Quarter, said point being 63.70 feet north of the southeast corner of the West Half of said Southwest Quarter; thence southerly with a deflection angle to the right of $90^{\circ}09'44''$ and along the east line of the West Half of said Southwest Quarter, 5.56 feet to a point on the north right-of-way line of said U.S. Highway 54, said point being 58.14 feet north of the

southeast corner of the West Half of said Southwest Quarter; thence westerly with a deflection angle to the right of $89^{\circ}48'49''$ and along the north right-of-way line of said U.S. Highway 54, 558.66 feet to a deflection corner in said north right-of-way line, said deflection corner being 57.90 feet normally distant north of the south line of said Southwest Quarter; thence westerly with a deflection angle to the right of $00^{\circ}13'36''$ and along the north right-of-way line of said U.S. Highway 54, 669.90 feet to the point of beginning (Tract 18) and

That part of Lot 2, Cross Town East, Wichita, Kansas described as follows: Beginning at the northeast corner of Lot 1 in said Cross Town East; thence easterly along the north line of said Lot 2, 280.15 feet (calculated per platted information), 280.18 feet (calculated per described information), to a point 190.00 feet west of the northeast corner of said Lot 2; thence southerly parallel with the east line of said Lot 2 to a point 155.00 feet south of the north line of said Lot 2 as measured parallel with the east line of said Lot 1; thence westerly parallel with the north line of said Lot 2, 280.45 feet to the southeast corner of said Lot 1; thence northerly along the east line of said Lot 1, 155.00 feet to the point of beginning, TOGETHER with that part of said Lot 2 described as follows: Beginning at the southwest corner of said Lot 1; thence easterly along the south line of said Lot 1, 165.00 feet; thence southerly parallel with the west line of the Northwest Quarter of Section 28, township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas, 110.00 feet; thence westerly parallel with the south line of said Lot 1, 130.00 feet to a point 110.00 feet normally distant east of the west line of said Northwest Quarter; thence southerly parallel with the west line of said Northwest Quarter, 367.55 feet to a point on the south line of said Lot 2; thence westerly along the south line of said Lot 2, 42.64 feet to the southwest corner of said Lot 2; thence northerly along the west line of said Lot 2, 85.51 feet (platted), 85.54 feet (calculated), to a deflection corner in said west line; thence northerly along the west line of said Lot 2, 267.32 feet (platted), 267.29 feet (calculated), to a deflection corner in said west line; thence northerly along the west line of said Lot 2, 101.18 feet (platted and calculated), to a deflection corner in said west line; thence northerly along the west line of said Lot 2, 25.14 feet (platted and calculated), to the point of beginning (Tract 19) and

That part of the East Half of the Southwest Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas described as follows: Beginning at the intersection of the east line of said Southwest Quarter with the north right-of-way line of U.S. Highway 54 as condemned in District Court Case No. A-17549, said intersection being 58.70 feet north of the southeast corner of said Southwest Quarter; thence westerly along the north right-of-way line of said U.S. Highway 54, 1323.60 feet to a point on the west line of the East Half of said Southwest Quarter, said point being 58.14 feet north of the southwest corner of the East Half of said Southwest Quarter; thence northerly along the west line of the East Half of said Southwest Quarter, 5.56 feet to a point 63.70 feet north of the southwest corner of the East Half of said Southwest Quarter; thence easterly parallel with the south line of the East Half of said Southwest Quarter, 1323.60 feet to a point on the east line of said Southwest Quarter, said point being 63.70 feet north of the southeast corner of said Southwest Quarter; thence southerly along the east line of said Southwest Quarter, 5.00 feet to the point of beginning (Tract 20) and

A 40.00 foot wide strip of land in Lot 1, Rosson Addition, Wichita, Sedgwick County, Kansas lying easterly of, parallel with, abutting, and measured perpendicular to the west line of said Lot 1 (Tract 21) and

That part of the Southwest Quarter of the Southeast Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas described as follows: Commencing at the intersection of the west line of said Southeast Quarter with the north right-of-way line of U.S. Highway 54 as condemned in District Court Case No. A-17549, said intersection being 63.70 feet north of the southwest corner of said Southeast Quarter; thence easterly along the north right-of-way line of said U.S. Highway 54, 247.50 feet to a deflection corner in said north right-of-way line, said deflection corner also being 64.00 feet north of the south line of the Southwest Quarter of said Southeast Quarter; thence easterly with a deflection angle to the right of $00^{\circ}00'53''$ and along the north right-of-way line of said U.S. Highway 54, 92.03 feet for a point of beginning; thence easterly with a deflection angle to the left of $06^{\circ}10'21''$, 100.59 feet; thence easterly with a deflection angle to the right of $06^{\circ}13'39''$, 310.00 feet; thence easterly with a deflection angle to the right of $05^{\circ}57'03''$, 100.54 feet to a point on the north right-of-way line of said U.S. Highway 54; thence westerly with a deflection angle to the right of $173^{\circ}59'39''$ and along the north right-of-way line of said U.S. Highway 54, 510.00 feet to the point of beginning (Tract 22) and

That part of Lot 2, Rosson Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at the west corner common to said Lot 2 and Lot 1 in said Rosson Addition; thence east along the south line of said Lot 1, 40.14 feet to a point 40.00 feet normally distant east of the west line of said Lot 2; thence southerly parallel with the west line of said Lot 2, 261.72 feet to a point on the south line of said Lot 2; thence west along the south line of said Lot 2, 40.13 feet to the southwest corner of said Lot 2; thence northerly along the west line of said Lot 2, 261.81 feet to the point of beginning (Tract 25) and

That part of Lot 1, Paul Burnett 2nd Addition, Wichita, Kansas described as follows: Beginning at the northwest corner of said Lot 1; thence easterly along the north line of said Lot 1, 70.30 feet (platted), 69.06 feet (calculated per described information), to a deflection corner in said north line; thence northeasterly along the north line of said Lot 1, 31.89 feet (platted), 31.67 feet (calculated per described information), to the northeast corner of said Lot 1; thence southerly along the east line of said Lot 1, 36.87 feet; thence southwesterly, 40.40 feet to a point 25.00 feet normally distant south of the westerly segment of the north line of said Lot 1; thence westerly parallel with the westerly segment of the north line of said Lot 1, 52.39 feet to a point on the west line of said Lot 1; thence northerly along the west line of said Lot 1, 25.00 feet to the point of beginning (Tract 27) and

That part of Reserve "A", Golden Corral Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at the southeast corner of said Reserve "A"; thence westerly along the south line of said Reserve "A"; 277.96 feet; thence northeasterly with a deflection angle to the right of $168^{\circ}06'11''$, 151.90 feet to a point 120.00 feet normally distant north of the south line of the Southeast Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas; thence easterly with a deflection angle to the right of $11^{\circ}56'38''$ and parallel with the south line of said Southeast Quarter, 129.43 feet to a point on the east line of said Reserve "A", said point being 31.21 feet north of the southeast corner of said

Reserve "A"; thence southerly along the east line of said Reserve "A", 31.21 feet to the point of beginning (Tract 28) and

That part of Lot 1, Paul Burnett Addition, Wichita, Kansas described as follows: Beginning at the northwest corner of said Lot 1; thence northeasterly along the north line of said Lot 1, 31.28 feet (platted), 31.47 feet (calculated), to the point of curvature of a tangent curve to the right in said north line; thence northeasterly and easterly along said curve, having a central angle of $45^{\circ}00'00''$ and a radius of 120.71 feet, an arc distance of 94.81 feet to the point of tangency of said curve; thence easterly along the north line of said Lot 1, 299.80 feet to the northeast corner of said Lot 1; thence southerly along the east line of said Lot 1, 78.00 feet; thence westerly with a deflection angle to the right of $89^{\circ}45'49''$ and parallel with the easterly segment of the north line of said Lot 1, 346.21 feet; thence southwesterly with a deflection angle to the left of $15^{\circ}06'28''$, 63.20 feet to a point on the west line of said Lot 1, said point being 36.87 feet south of the northwest corner of said Lot 1; thence northerly along the west line of said Lot 1, 36.87 feet to the point of beginning (Tract 29) and

That part of Lot 1, Block A, Pizza Hut Second Addition to Wichita, Sedgwick County, Kansas described as follows: Commencing at the northeast corner of said Lot 1, said northeast corner also being the northeast corner of that part of said Lot 1 dedicated for public street right-of-way purposes in the Dedication recorded on Film 1809 at Page 1279; thence on a Kansas South Zone Grid Bearing of $S00^{\circ}50'47''E$ along the east line of said Lot 1, and along the east line of said Dedication, 128.00 feet to the southeast corner of said Dedication; thence $S88^{\circ}58'10''W$ (described), $S88^{\circ}59'18''W$ (calculated), along the south line of said Dedication, 169.84 feet for a point of beginning; thence $S86^{\circ}53'22''W$, 420.29 feet; thence $S89^{\circ}00'41''W$, 208.99 feet to a point 30.00 feet normally distant east of the west line of said Lot 1; thence $S39^{\circ}43'23''W$, 46.17 feet to a point on the west line of said Lot 1, said point being 50.30 feet south of the southwest corner of said Dedication; thence $N00^{\circ}49'54''W$ (described), $N00^{\circ}47'50''W$ (calculated), along the west line of said Lot 1, 50.30 feet to the southwest corner of said Dedication; thence $N88^{\circ}58'10''E$ (described), $N88^{\circ}59'18''E$ (calculated), along the south line of said Dedication, 658.94 feet to the point of beginning (Tract 41) and

That part of Lot 1, Block 3, K. T. Wiedemann Business Park, Wichita, Sedgwick County, Kansas described as follows: Beginning at the northwest corner of said Lot 1; thence easterly along the north line of said Lot 1, 409.47 feet (platted, 405.02 feet (calculated), to the northeast corner of said Lot 1; thence southerly along the east line of said Lot 1, 214.28 feet; thence northwesterly, 425.09 feet, more or less, to a point on the west line of said Lot 1, said point being 84.10 feet south of the northwest corner of said Lot 1; thence northerly along the west line of said Lot 1, 84.10 feet to the point of beginning (Tract 45) and

Lot 1, Block 1, Holstead Addition to the City of Wichita, Sedgwick county, Kansas (Tract 51) and

A tract beginning at a point on the South line of U.S. Highway 54, 181.40 feet West of the East line of the West Half of the Northeast Quarter of the Northeast Quarter (W/2, NE/4, NE/4) of Section Twenty-eight (28), Township Twenty-Seven (27) South, Range Two (2) East of the 6th P.M. in Sedgwick County, Kansas; thence South parallel with the East line of the West half of the Northeast Quarter of the Northeast Quarter (W/2, NE/4, NE/4), 200.00 feet; thence West parallel with the South line of said Highway,

300.00 feet (described), 302.54 feet (calculated) to a deflection corner in the east line of Lot 1, Block 1, Holsted Addition to the City of Wichita, Sedgwick County, Kansas; thence North along the east line of said Lot 1, Holsted Addition, 200.00 feet to a point on the South line of said Highway; thence East along the South line of said Highway, 300.00 feet (described), 301.99 feet (calculated), to the point of beginning (Tract 53) and

Lot 1, Rowley Addition to Wichita, Sedgwick County, Kansas (Tract 55) and

That part of Lot 2, East Kellogg Acres, Wichita, Sedgwick County, Kansas described as follows: Commencing at the northwest corner of said Lot 2; thence southerly along the west line of said Lot 2, 20.00 feet to the intersection with the south line of that part of said Lot 2 taken for street, for a point of beginning; thence easterly parallel with the north line of said Lot 2 and along the south line of that part of said Lot 2 taken for street, 291.50 feet, more or less, (platted 0, 291.24 feet (calculated per measured information), to the intersection with the east line of said Lot 2; thence southerly along the east line of said Lot 2, 85.37 feet; thence westerly with a deflection angle to the right of $87^{\circ}53'54''$, 291.44 feet, more or less to a point on the west line of said Lot 2, said point being 95.17 feet south of the point of beginning; thence northerly along the west line of said Lot 2, 95.17 feet to the point of beginning (Tract 57).

Permanent easements for drainage, public utilities and related uses in and to the following-described tracts, to-wit:

That part of the Southwest Quarter of the Southeast Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas described as follows: Beginning at the intersection of the west line of said Southeast Quarter with the north right-of-way line of U.S. Highway 54 as condemned in District Court Case No. A-17549, said intersection being 63.70 feet north of the southwest corner of said Southeast Quarter; thence continuing northerly along the west line of said Southeast Quarter, 75.06 feet; thence easterly with a deflection angle to the right of $89^{\circ}49'20''$, 1325.07 feet to a point on the east line of the Southwest Quarter of said Southeast Quarter, said point being 140.03 feet north of the southeast corner of the Southwest Quarter of said Southeast Quarter; thence southerly along the east line of the Southwest Quarter of said Southeast Quarter, 75.00 feet to a point 65.03 feet north of the southeast corner of the Southwest Quarter of said Southeast Quarter, (64.63 feet per the plat of Chelsea Brook Addition, Wichita, Sedgwick County, Kansas), said point also being on the north right-of-way line of said U.S. Highway 54; thence westerly along said north right-of-way line, 1325.07 feet to the point of beginning, EXCEPT that part of the above described tract described as follows: Commencing at the intersection of the west line of said Southeast Quarter with the north right-of-way line of U.S. Highway 54 as condemned in District Court Case No. A-17549, said intersection being 63.70 feet north of the southwest corner of said Southeast Quarter; thence easterly along the north right-of-way line of said U.S. Highway 54, 247.50 feet to a deflection corner in said north right-of-way line, said deflection corner also being 64.00 feet north of the south line of the Southwest Quarter of said Southeast Quarter; thence easterly with a deflection angle to the right of $00^{\circ}00'53''$ and along the north right-of-way line of said U.S. Highway 54, 92.06 feet for a point of beginning; thence easterly with a deflection angle to the left of $06^{\circ}10'21''$, 100.59 feet; thence easterly with a deflection angle to the right of $06^{\circ}13'39''$, 310.00 feet; thence easterly with a deflection angle to the right of $05^{\circ}57'03''$, 100.54 feet to a point on the north right-of-way line of said U.S. Highway

54; thence westerly with a deflection angle to the right of $173^{\circ}59'39''$ and along the north right-of-way line of said U.S. Highway 54, 510.00 feet to the point of beginning (Tract 22) and

That part of the south 60.00 feet of Lot 1, Block 1, Chelsea Brooke Addition, Wichita, Sedgwick County, Kansas lying west of and abutting the west line of a 15.00 foot drainage easement as granted in said Chelsea Brooke Addition (Tract 24) and

That part of Reserve "A", Golden Corral Addition, Wichita, Sedgwick County, Kansas lying east of and abutting the east line of the 45 foot drainage easement recorded in Film 325 at Page 284, and lying south of and abutting the easterly extension of the south line of Lot 1, Block A, in said Golden Corral Addition, and lying north of and abutting a line 120.00 feet normally distant north of and parallel with the south line of the Southeast Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas (Tract 28) and

That part of the west 10.00 feet of the east 22.50 feet of Lot 2, East Kellogg Acres, Wichita, Sedgwick County, Kansas lying south of and abutting the following described line: Commencing at the northeast corner of said Lot 2: thence southerly along the east line of said Lot 2, 105.37 feet; thence westerly with a deflection angle to the right of $87^{\circ}53'54''$, 12.51 feet to a point on the west line of a 25 foot easement as granted in said East Kellogg Acres, said point also being 12.50 feet normally distant west of the east line of said Lot 2, and for a point of beginning; thence continuing westerly along the extension of the last described course, 10.01 feet to a point 22.50 feet normally distant west of the east line of said Lot 2, and for a point of termination (Tract 57).

All right of access to and from the abutting road right of way over and across the following described lines, to wit:

Complete Access Control over the following described line in the vacated street right-of-way, (Vacation Order, Case No. VAC2006-00031, recorded in DOC.#/FLM-PG:28834270), lying north of Lot 1, Lankin Addition in Wichita, Sedgwick County, Kansas, said line being described as follows: Beginning at the northwest corner of said Lot 1, said northwest corner also being the southwest corner of said vacated street right-of-way; FIRST COURSE, thence northerly along the extension of the west line of said Lot 1 and along the west line of said vacated street right-of-way, 25.00 feet (described), 27.36 feet (calculated per measured information), to the northwest corner of said vacated street right-of-way; SECOND COURSE, thence easterly along the north line of said vacated street right-of-way, 386.10 feet to a deflection corner in said north line; THIRD COURSE, thence southeasterly with a deflection angle to the right of $50^{\circ}00'00''$ (calculated per description), $48^{\circ}08'47''$ (calculated per measured information), along the northeast line of said vacated street right-of-way, 25.30 feet (described), 27.07 feet (calculated per measured information), to the intersection with the northerly extension of the east line of said Lot 1; FOURTH COURSE, thence southerly along said extended east line, 29.50 feet to the intersection with the easterly extension of a line tangent to the point of compound curvature in the north line of said Lot 1, said extended tangent line also being the south line of said vacated street right-of-way; FIFTH COURSE, thence westerly along said extended tangent line and along the south line of said vacated street right-of-way, 29.98 feet (described and platted), 30.25 feet (calculated per measured information), to the point of compound curvature in the north line of said Lot 1, and for a point of beginning; SIXTH COURSE, thence

northwesterly with a deflection angle to the right of $29^{\circ}07'51''$, 14.97 feet; SEVENTH COURSE, thence westerly with a deflection angle to the left of $27^{\circ}59'32''$, 136.15 feet; EIGHTH COURSE, thence westerly with a deflection angle to the left of $05^{\circ}10'23''$, 192.95 feet to a point on the north line of said vacated street right-of-way, and for a point of termination, EXCEPT that part of the previously described EIGHTH COURSE described as follows: Commencing at the beginning of the previously described EIGHTH COURSE; thence westerly along said previously described EIGHTH COURSE, 26.03 feet for a point of beginning; thence continuing westerly along said previously described EIGHTH COURSE, 30.07 feet for a point of termination (Tract 1) and

Complete Access Control over a line in Lot 1, East Turnpike Entrance Addition, Wichita, Sedgwick County, Kansas, said line being described as follows: Commencing at the northwest corner of said Lot 1; thence southerly along the west line of said Lot 1, 89.44 feet for a point of beginning; thence easterly with a deflection angle to the left of $89^{\circ}45'56''$, 30.00 feet; thence southeasterly with a deflection angle to the right of $21^{\circ}24'59''$, 301.25 feet; thence southeasterly with a deflection angle to the right of $09^{\circ}57'58''$, 153.63 feet to a point on the east line of said Lot 1, said point being 49.96 feet south of a deflection corner in the east line of said Lot 1, and for a point of termination (Tract 3) and

Commencing at the southeast corner of Lot 1, R.V.C. Addition, Wichita, Sedgwick County, Kansas; thence westerly along the south line of said Lot 1, 15.28 feet for a point of beginning; thence northerly parallel with the most northerly segment of the east line of said Lot 1, 46.61 feet to the point of termination and

Commencing at the northeast corner of Lot 1, R.V.C. Addition, Wichita, Sedgwick County, Kansas; thence westerly along the north line of said Lot 1, 23.00 feet for a point of beginning; thence southerly parallel with the most northerly segment of the east line of said Lot 1, 45.00 feet to the point of termination. (Tract 12) and

Access control to or from Webb Road and to or from U.S. Highway 54 over and across that part of the Southwest Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas lying generally east of and north of and abutting the following described line: Commencing at the southwest corner of said Southwest Quarter; thence northerly along the west line of said Southwest Quarter, 60.60 feet to the north right-of-way line of U.S. Highway 54 as condemned in District Court Case No. A-17549; thence easterly with a deflection angle to the right of $90^{\circ}00'17''$, 95.00 feet to the intersection with the east line of a permanent easement for road right-of-way as established in the Dedication recorded in Film 574 at Page 847; thence northwesterly with a deflection angle to the left of $134^{\circ}43'14''$ and along a segment of the east line of said Dedication, 35.53 feet to a deflection corner in said east line, said deflection corner being 70.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the right of $44^{\circ}42'57''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 110.00 feet to a deflection corner in said east line; thence westerly with a deflection angle to the left of $90^{\circ}11'51''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 26.00 feet to a deflection corner in said east line, said deflection corner being 44.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the right of $83^{\circ}29'06''$

and along a segment of the east line of said Dedication, 34.22 feet to a deflection corner in said east line, said deflection corner being 40.00 feet normally distant east of the west line of said Southwest Quarter and on the east right-of-way line of Webb Road; thence northerly with a deflection angle to the right of $06^{\circ}42'45''$ and along the east right-of-way line of said Webb Road, (said east right-of-way line being parallel with the west line of said Southwest Quarter), 52.00 feet to a deflection corner in the east line of a permanent easement for road right-of-way as established in the Dedication recorded in Film 574 at Page 847; thence easterly with a deflection angle to the right of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 5.00 feet to a deflection corner in said east line, said deflection corner being 45.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the left of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 271.00 feet to a deflection corner in said east line; thence westerly with a deflection angle to the left of $90^{\circ}11'51''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 4.00 feet to a deflection corner in said east line, said deflection corner being 41.00 feet normally distant east of the west line of said Southeast Quarter; thence northerly with a deflection angle of $90^{\circ}11'51''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 26.00 feet to a deflection corner in said east line; thence easterly with a deflection angle to the right of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 4.00 feet to a deflection corner in said east line, said deflection corner being 45.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the left of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 112.00 feet to a deflection corner in said east line, said deflection corner also being a deflection corner in the east line of a Right-of-Way Agreement as recorded in Film 595 at Page 814; thence northerly along the east line of said Right-of-Way Agreement, (said east line being parallel with and 45.00 feet normally distant east of the west line of said Southwest Quarter), 446.39 feet for a point of beginning; FIRST COURSE, thence southerly with a deflection angle to the right of $168^{\circ}41'24''$, 101.98 feet to a point 65.00 feet normally distant east of the west line of said Southwest Quarter; SECOND COURSE, thence southerly with a deflection angle to the right of $11^{\circ}18'36''$ and parallel with the west line of said Southwest Quarter, 370.00 feet; THIRD COURSE, thence southerly with a deflection angle to the left of $04^{\circ}39'12''$, 431.42 feet to a point 100.00 feet normally distant east of the west line of said Southwest Quarter; FOURTH COURSE, thence easterly with a deflection angle to the left of $85^{\circ}20'48''$ and perpendicular to the west line of said Southwest Quarter, 130.00 feet to a point 230.00 feet normally distant east of the west line of said Southwest Quarter; FIFTH COURSE, thence southerly with a deflection angle to the right of $90^{\circ}00'00''$ and parallel with the west line of said Southwest Quarter, 136.35 feet to a point 100.00 feet normally distant north of the south line of said Southwest Quarter; SIXTH COURSE, thence easterly with a deflection angle to the left of $87^{\circ}01'04''$, 180.29 feet to a point 90.00 feet normally distant north of the south line of said Southwest Quarter; SEVENTH COURSE, thence easterly with a deflection angle to the right of $08^{\circ}16'19''$, 100.74 feet to a point 70.00 feet normally distant north of the south line of said Southwest Quarter; EIGHTH COURSE, thence easterly with a deflection angle to the left of $07^{\circ}48'46''$, 99.27 feet to a point 63.70 feet normally distant north of the south line of said Southwest Quarter; NINTH COURSE, thence easterly with a

deflection angle to the left of $03^{\circ}38'19''$, 715.62 feet to a point on the east line of the West Half of said Southwest Quarter, said point being 63.70 feet north of the southeast corner of the West Half of said Southwest Quarter, and for a point of termination, EXCEPT one access opening over that part of the above described line described as follows: Commencing at the beginning of the above described SECOND COURSE; thence southerly along said SECOND COURSE, 20.00 feet for a point of beginning; thence continuing southerly along said SECOND COURSE, 80.00 feet to a point of termination. The intent of the above description is to grant one new access opening to Webb Road and to close all other existing access openings, if any, that have been previously granted to said Webb Road and said U.S. Highway 54 (Tract 18) and Complete Access Control over a line in Lot 2, Cross Town East, Wichita, Kansas, said line being described as follows: Commencing at the northeast corner of Lot 1 in said Cross Town East; thence easterly along the north line of said Lot 2, 280.15 feet (calculated per platted information), 280.18 feet (calculated per described information), to a point 190.00 feet west of the northeast corner of said Lot 2; thence southerly parallel with the east line of said Lot 2 to a point 155.00 feet south of the north line of said Lot 2 as measured parallel with the east line of said Lot 1, and for a point of beginning; thence westerly parallel with the north line of said Lot 2, 280.45 feet to the southeast corner of said Lot 1; thence continuing westerly along the south line of said Lot 1, 45.00 feet to a point 165.00 feet east of the southwest corner of said Lot 1; thence southerly parallel with the west line of the Northwest Quarter of Section 28, township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas, 110.00 feet; thence westerly parallel with the south line of said Lot 1, 130.00 feet to a point 110.00 feet normally distant east of the west line of said Northwest Quarter; thence southerly parallel with the west line of said Northwest Quarter, 367.55 feet to a point on the south line of said Lot 2, said point being 42.64 feet east of the southwest corner of said Lot 2, and for a point of termination (Tract 19) and

Access control to or from Webb Road and to or from U.S. Highway 54 over and across that part of the Southwest Quarter of Section 21, Township 27 South, Range 2 East of the 6th Principal Meridian, Sedgwick County, Kansas lying generally east of and north of and abutting the following described line: Commencing at the southwest corner of said Southwest Quarter; thence northerly along the west line of said Southwest Quarter, 60.60 feet to the north right-of-way line of U.S. Highway 54 as condemned in District Court Case No. A-17549; thence easterly with a deflection angle to the right of $90^{\circ}00'17''$, 95.00 feet to the intersection with the east line of a permanent easement for road right-of-way as established in the Dedication recorded in Film 574 at Page 847; thence northwesterly with a deflection angle to the left of $134^{\circ}43'14''$ and along a segment of the east line of said Dedication, 35.53 feet to a deflection corner in said east line, said deflection corner being 70.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the right of $44^{\circ}42'57''$ and along a segment of the east line of said Dedication (said segment being parallel with the west line of said Southwest Quarter), 110.00 feet to a deflection corner in said east line; thence westerly with a deflection angle to the left of $90^{\circ}11'51''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 26.00 feet to a deflection corner in said east line, said deflection corner being 44.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the right $83^{\circ}29'06''$ and along a segment of the east line of said Dedication, 34.22 feet to a deflection corner in said east line, said deflection corner being 40.00 feet normally distant east of the west line of said Southwest Quarter and on the east right-of-way line of Webb Road; thence

northerly with a deflection angle to the right of $06^{\circ}42'45''$ and along the east right-of-way line of said Webb Road, (said east right-of-way line being parallel with the west line of said Southwest Quarter), 52.00 feet to a deflection corner in the east line of a permanent easement for road right-of-way as established in the Dedication recorded in Film 574 at Page 847; thence easterly with a deflection angle to the right of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 5.00 feet to a deflection corner in said east line, said deflection corner being 45.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the left of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 271.00 feet to a deflection corner in said east line; thence westerly with a deflection angle to the left of $90^{\circ}11'51''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 4.00 feet to a deflection corner in said east line, said deflection corner being 41.00 feet normally distant east of the west line of said Southeast Quarter; thence northerly with a deflection angle of $90^{\circ}11'51''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 26.00 feet to a deflection corner in said east line; thence easterly with a deflection angle to the right of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the south line of said Southwest Quarter), 4.00 feet to a deflection corner in said east line, said deflection corner being 45.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the left of $89^{\circ}48'09''$ and along a segment of the east line of said Dedication, (said segment being parallel with the west line of said Southwest Quarter), 112.00 feet to a deflection corner in said east line, said deflection corner also being a deflection corner in the east line of a Right-of-Way Agreement as recorded in Film 595 at Page 814; thence northerly along the east line of said Right-of-Way Agreement, (said east line being parallel with and 45.00 feet normally distant east of the west line of said Southwest Quarter), 446.39 feet for a point of beginning; FIRST COURSE, thence southerly with a deflection angle to the right of $168^{\circ}41'24''$, 101.98 feet to a point 65.00 feet normally distant east of the west line of said Southwest Quarter; SECOND COURSE, thence southerly with a deflection angle to the right of $11^{\circ}18'36''$ and parallel with the west line of said Southwest Quarter, 370.00 feet; THIRD COURSE, thence southerly with a deflection angle to the left of $04^{\circ}39'12''$, 431.42 feet to a point 100.00 feet normally distant east of the west line of said Southwest Quarter; FORTH COURSE, thence easterly with a deflection angle to the left of $85^{\circ}20'48''$ and perpendicular to the west line of said Southwest Quarter, 130.00 feet to a point 230.00 feet normally distant east of the west line of said Southwest Quarter; FIFTH COURSE, thence southerly with a deflection angle to the right of $90^{\circ}00'00''$ and parallel with the west line of said Southwest Quarter, 136.35 feet to a point 100.00 feet normally distant north of the south line of said Southwest Quarter; SIXTH COURSE, thence easterly with a deflection angle to the left of $87^{\circ}01'04''$, 180.29 feet to a point 90.00 feet normally distant north of the south line of said Southwest Quarter; SEVENTH COURSE, thence easterly with a deflection angle to the right of $08^{\circ}16'19''$, 100.74 feet to a point 70.00 feet normally distant north of the south line of said Southwest Quarter; EIGHTH COURSE, thence easterly with a deflection angle to the left of $07^{\circ}48'46''$, 99.27 feet to a point 63.70 feet normally distant north of the south line of said Southwest Quarter; NINTH COURSE, thence easterly with a deflection angle to the left of $03^{\circ}38'19''$, 715.62 feet to a point on the east line of the West Half of said Southwest Quarter, said point being 63.70 feet north of the southeast corner of the West Half of said Southwest Quarter, and for a point of termination,

EXCEPT one access opening over that part of the above described line as follows: Commencing at the beginning of the above described SECOND COURSE; thence southerly and along SECOND COURSE, 20.00 feet for a point of beginning; thence continuing southerly along said SECOND COURSE, 80.00 feet to a point of termination. The intent of the above description is to grant one new access opening to Webb Road and to close all other existing access opening, if any, that have been previously granted to said Webb Road and said U.S. Highway 54 (Tract 20) and

Complete Access Control over a line in Lot 1, Rosson Addition, Wichita, Sedgwick County, Kansas, said line being described as lying 40.00 feet easterly of, parallel with, and measured perpendicular to the west line of said Lot 1 (Tract 21) and

Access control to or from U.S. Highway 54 over and across that part of the Southwest Quarter of the Southeast Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas lying north of and abutting the following described line: Beginning at the intersection of the west line of said Southeast Quarter with the north right-of-way line of U.S. Highway 54 as condemned in District Court Case No. A-17549, said intersection being 63.70 feet north of the southwest corner of said Southeast Quarter; FIRST COURSE, thence easterly along the north right-of-way line of said U.S. Highway 54, 247.50 feet to a deflection corner in said north right-of-way line, said deflection corner also being 64.00 feet north of the south line of the Southwest Quarter of said Southeast Quarter; SECOND COURSE, thence easterly with a deflection angle to the right of $00^{\circ}00'53''$ and along the north right-of-way line of said U.S. Highway 54, 92.06 feet; thence easterly with a deflection angle to the left of $06^{\circ}10'21''$, 100.59 feet; THIRD COURSE, thence easterly with a deflection angle to the right of $06^{\circ}13'39''$, 310.00 feet; FOURTH COURSE, thence easterly with a deflection angle to the right of $05^{\circ}57'03''$, 100.54 feet to a point on the north right-of-way line of said U.S. Highway 54; FIFTH COURSE, thence easterly with a deflection angle to the left of $06^{\circ}00'21''$ and along the north right-of-way line of said U.S. Highway 54, 475.50 feet to a point on the east line of the Southwest Quarter of said Southeast Quarter, said point being 65.03 feet north of the southeast corner of the Southwest Quarter of said Southeast Quarter, (64.63 feet per the plat of Chelsea Brook Addition, Wichita, Sedgwick County, Kansas), and for a point of termination, EXCEPT one access opening over that part of the above described line described as follows: Beginning at the beginning of the above described THIRD COURSE; thence easterly along said THIRD COURSE, 80.00 feet to a point of termination. The intent of the above description is to grant one new access opening and to close the access openings previously granted as Tract Numbers 7 and 9 in District Court Case No. A-54089 (Tract 22) and

Complete Access Control over a line in Lot 2, Rosson Addition, Wichita, Sedgwick County, Kansas, said line being described as follows: Commencing at the west corner common to said Lot 2 and Lot 1 in said Rosson Addition; thence east along the south line of said Lot 1, 40.14 feet to a point 40.00 feet normally distant east of the west line of said Lot 2, and for a point of beginning; thence southerly parallel with the west line of said Lot 2, 261.72 feet to a point on the south line of said Lot 2, said point being 40.13 feet east of the southwest corner of said Lot 2, and for a point of termination (Tract 25) and

Complete Access Control over the following described line in Lot 1, Paul Burnett 2nd Addition, Wichita, Sedgwick County, said line being described as follows:

Commencing at the northwest corner of said Lot 1; thence easterly along the north line of said Lot 1, 70.30 feet (platted), 69.06 feet (calculated per described information), to a deflection corner in said north line; thence northeasterly along the north line of said Lot 1, 31.89 feet (platted), 31.67 feet (calculated per described information), to the northeast corner of said Lot 1; thence southerly along the east line of said Lot 1, 36.87 feet for a point of beginning; thence southwesterly, 40.40 feet to a point 25.00 feet normally distant south of the westerly segment of the north line of said Lot 1; thence westerly parallel with the westerly segment of the north line of said Lot 1, 52.39 feet to a point on the west line of said Lot 1, said point being 25.00 feet south of the northwest corner of said Lot 1, and for a point of termination (Tract 27) and

Complete Access Control over a line in Reserve "A", Golden Corral Addition, Wichita, Sedgwick County, Kansas, said line being described as follows: Commencing at the southeast corner of said Reserve "A"; thence westerly along the south line of said Reserve "A", 277.96 feet for a point of beginning; thence northeasterly with a deflection angle to the right of $168^{\circ}06'11''$, 151.90 feet to a point 120.00 feet normally distant north of the south line of the Southeast Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas; thence easterly with a deflection angle to the right of $11^{\circ}56'38''$ and parallel with the south line of said Southeast Quarter, 129.43 feet to a point on the east line of said Reserve "A", said point being 31.21 feet north of the southeast corner of said Reserve "A", and for a point of termination (Tract 28) and

Complete Access Control over a line in Lot 1, Paul Burnett Addition, Wichita, Kansas, said line being described as follows: Commencing at the northwest corner of said Lot 1; thence northeasterly along the north line of said Lot 1, 31.28 feet (platted), 31.47 feet (calculated), to the point of curvature of a tangent curve to the right in said north line; thence northeasterly and easterly along said curve, having a central angle of $45^{\circ}00'00''$ and a radius of 120.71 feet, an arc distance of 94.81 feet to the point of tangency of said curve; thence easterly along the north line of said Lot 1, 299.80 feet to the northeast corner of said Lot 1; thence southerly along the east line of said Lot 1, 78.00 feet for a point of beginning; thence westerly with a deflection angle to the right of $89^{\circ}45'49''$ and parallel with the easterly segment of the north line of said Lot 1, 346.21 feet; thence southwesterly with a deflection angle to the left of $15^{\circ}06'28''$, 63.20 feet to a point on the west line of said Lot 1, said point being 36.87 feet south of the northwest corner of said Lot 1, and for a point of termination (Tract 29) and

Complete Access Control over a line in Lot 1, E. M. Steven's 4th Addition, Wichita, Sedgwick County, Kansas, said line being described as follows: Beginning at a point on the west line of said Lot 1, said point being 78.00 feet normally distant south of the north line of said Lot 1; thence easterly parallel with the north line of said Lot 1, 124.14 feet for a point of termination (Tract 33) and

Complete Access Control over a line in Lot 1, Block A, Pizza Hut Second Addition to Wichita, Sedgwick County, Kansas, said line being described as follows: Commencing at the northeast corner of said Lot 1, said northeast corner also being the northeast corner of that part of said Lot 1 dedicated for public street right-of-way purposes in the Dedication recorded on Film 1809 at Page 1279; thence on a Kansas South Zone Grid Bearing of $S00^{\circ}50'47''E$ along the east line of said Lot 1, and along the east line of said Dedication, 128.00 feet to the southeast corner of said Dedication; thence $S88^{\circ}58'10''W$ (described), $S88^{\circ}59'18''W$ (calculated), along the south line of said Dedication, 169.84

feet for a point of beginning; thence S86°53'22"W, 420.29 feet; thence S89°00'41"W, 208.99 feet to a point 30.00 feet normally distant east of the west line of said Lot 1; thence S39°43'23"W, 46.17 feet to a point on the west line of said Lot 1, said point being 50.30 feet south of the southwest corner of said Dedication, and for a point of termination (Tract 41) and

Complete Access Control over a line in Lot 1, Block 3, K. T. Wiedemann Business Park, Wichita, Sedgwick County, Kansas described as follows: Commencing at the northwest corner of said Lot 1; thence easterly along the north line of said Lot 1, 179.79 feet to the most northerly northeast corner of said Lot 1, said most northerly northeast corner also being the northwest corner of the Drainage Dedication as dedicated in said K. T. Wiedemann Business Park; thence southerly, southeasterly, and easterly along a segment of the east line of said Lot 1, said segment being a non-tangent curve to the left, having a central angle of 90°00'00" and a radius of 65.00 feet, an arc distance of 102.10 feet to the point of tangency of said curve; thence easterly along a segment of the east line of said Lot 1, (said segment being parallel with the north line of said Drainage Dedication), 70.45 feet (platted), 65.61 feet (per document entitled Certificate of Correction to Distance & Bearings Along the East Line of K.T. Wiedemann Business Park, Wichita, Sedgwick County, Kansas as recorded in Film 1738, Page 1328), 65.00 feet (calculated per measured information), to the point of curvature of a segment of the east line of said Lot 1; thence easterly, southeasterly, and southerly along said segment, being a tangent curve to the right, having a central angle of 89°30'35" (platted), 90°10'39" (per said Certificate of Correction, (Film 1738, Page 1328)), 90°08'39" (calculated per measured information), and a radius of 25.00 feet, an arc distance of 39.06 feet (platted), 39.35 feet (per said Certificate of Correction, (Film 1738, Page 1328)), 39.33 feet (calculated per measured information), to the point of tangency of said curve; thence southerly along a segment of the east line of said Lot 1, (said segment being parallel with the east line of said Drainage Dedication), 104.12 feet (calculated per platted information), 101.72 feet (calculated per measured information) for a point of beginning; thence northwesterly with a deflection angle to the right of 108°19'20" (calculated per platted information), 107°41'17" (calculated per measured information), 358.54 feet (calculated per platted information), 351.62 feet (calculated per measured information), to a point on the west line of said Lot 1, said point being 84.10 feet south of the northwest corner of said Lot 1, and for a point of termination (Tract 45) and

Complete Access Control over the following described line in part of Lot 2, East Kellogg Acres, Wichita, Sedgwick County, Kansas, said line being described as follows: Commencing at the northwest corner of said Lot 2; thence southerly along the west line of said Lot 2, 20.00 feet to the intersection with the south line of that part of said Lot 2 taken for street; thence easterly parallel with the north line of said Lot 2 and along the south line of that part of said Lot 2 taken for street, 291.50 feet, more or less, (platted), 291.24 feet (calculated per measured information), to the intersection with the east line of said Lot 2; thence southerly along the east line of said Lot 2, 85.37 feet for a point of beginning; thence westerly with a deflection angle to the right of 87°53'54", 291.44 feet, more or less, to a point on the west line of said Lot 2, said point being 115.17 feet south of the point of commencing, and for a point of termination (Tract 57).

Temporary construction easements for driveway, drainage and road construction in and to the following-described tracts, to-wit:

That part of the vacated street right-of-way, (Vacation Order, Case No. VAC2006-00031, recorded in DOC.#/FLM-PG:28834270), lying north of Lot 1, Lankin Addition in Wichita, Sedgwick County, Kansas, described as follows: Beginning at the northwest corner of said Lot 1, said northwest corner also being the southwest corner of said vacated street right-of-way; thence northerly along the extension of the west line of said Lot 1 and along the west line of said vacated street right-of-way, 25.00 feet (described), 27.36 feet (calculated per measured information), to the northwest corner of said vacated street right-of-way; thence easterly along the north line of said vacated street right-of-way, 386.10 feet to a deflection corner in said north line; thence southeasterly with a deflection angle to the right of $50^{\circ}00'00''$ (calculated per description), $48^{\circ}08'47''$ (calculated per measured information), along the northeast line of said vacated street right-of-way, 25.30 feet (described), 27.07 feet (calculated per measured information), to the intersection with the northerly extension of the east line of said Lot 1; thence southerly along said extended east line, 29.50 feet to the intersection with the easterly extension of a line tangent to the point of compound curvature in the north line of said Lot 1, said extended tangent line also being the south line of said vacated street right-of-way; thence westerly along said extended tangent line and along the south line of said vacated street right-of-way, 29.98 feet (described and platted), 30.25 feet (calculated per measured information), to the point of compound curvature in the north line of said Lot 1; thence westerly along the north line of said Lot 1 and along the south line of said vacated street right-of-way to the point of beginning, EXCEPT that part of said vacated street right-of-way described as follows:

Commencing at the northwest corner of said Lot 1, said northwest corner also being the southwest corner of said vacated street right-of-way; thence northerly along the extension of the west line of said Lot 1 and along the west line of said vacated street right-of-way, 25.00 feet (described), 27.36 feet (calculated per measured information), to the northwest corner of said vacated street right-of-way; thence easterly along the north line of said vacated street right-of-way, 35.61 feet for a point of beginning; thence continuing easterly along the north line of said vacated street right-of-way, 350.49 feet to a deflection corner in said north line; thence southeasterly with a deflection angle to the right of $50^{\circ}00'00''$ (calculated per description), $48^{\circ}08'47''$ (calculated per measured information), along the northeast line of said vacated street right-of-way, 25.30 feet (described), 27.07 feet (calculated per measured information), to the intersection with the northerly extension of the east line of said Lot 1; thence southerly along said extended east line, 29.50 feet to the intersection with the easterly extension of a line tangent to the point of compound curvature in the north line of said Lot 1, said extended tangent line also being the south line of said vacated street right-of-way; thence westerly along said extended tangent line and along the south line of said vacated street right-of-way, 29.98 feet (described and platted), 30.25 feet (calculated per measured information), to the point of compound curvature in the north line of said Lot 1; thence northwesterly with a deflection angle to the right of $29^{\circ}07'51''$, 14.97 feet; thence westerly with a deflection angle to the left of $27^{\circ}59'32''$, 136.15 feet; thence westerly with a deflection angle to the left of $05^{\circ}10'23''$, 192.95 feet to the point of beginning (Tract 1) and

That part of Lot 1, East Turnpike Entrance Addition, Wichita, Kansas, described as follows: Commencing at the northwest corner of said Lot 1; thence southerly along the west line of said Lot 1, 89.44 feet for a point of beginning; thence easterly with a deflection angle to the left of $89^{\circ}45'56''$, 30.00 feet; thence southerly with a deflection angle to the right of $89^{\circ}45'56''$ and parallel with the west line of said Lot 1, 60.00 feet; thence westerly with a deflection angle to the right of $90^{\circ}14'04''$,

30.00 feet to a point on the west line of said Lot 1; thence northerly along the west line of said Lot 1, 60.00 feet to the point of beginning (Tract 3) and

Commencing at the southeast corner of Lot 1, R.V.C. Addition, Wichita, Sedgwick County, Kansas; thence westerly along the south line of said Lot 1, 15.28 feet for a point of beginning; thence continuing westerly along the south line of said Lot 1, 10.00 feet to a point 33.00 feet normally distant west of the most northerly segment of the east line of said Lot 1; thence northerly parallel with the most northerly segment of the east line of said Lot 1, 286.62 feet; thence northwesterly with a deflection angle to the left of $70^{\circ}58'28''$, 92.03 feet to a point 120.00 feet normally distant west of the most northerly segment of the east line of said Lot 1; thence northerly parallel with the most northerly segment of the east line of said Lot 1, 47.26 feet to a point on the north line of said Lot 1; thence easterly along the north line of said Lot 1, 97.00 feet to a point 23.00 feet west of the northeast corner of said Lot 1; thence southerly parallel with the most northerly segment of the east line of said Lot 1, 363.92 feet to the point of beginning (Tract 12) and

That part of Lot 2, Cross Town East, Wichita, Kansas described as commencing at the northeast corner thereof; thence south along the east line of said Lot 2, 155.00 feet for a point of beginning; thence continuing south along the east line of said Lot 2, 58.50 feet; thence west parallel with the north line of said Lot 2, 15.00 feet; thence north parallel with the east line of said Lot 2, 38.50 feet; thence west parallel with the north line of said Lot 2, 175.00 feet to a point 190.00 feet west of the east line of said Lot 2 as measured parallel with the north line of said Lot 2; thence north parallel with the east line of said Lot 2, 20.00 feet to a point 155.00 feet south of the north line of said Lot 2 as measured parallel with the east line of said Lot 2; thence east parallel with the north line of said Lot 2, 190.00 feet to the point of beginning (Tract 17) and

That part of the West Half of the Southwest Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas described as follows: Commencing at the southwest corner of said Southwest Quarter; thence northerly along the west line of said Southwest Quarter, 237.15 feet; thence easterly perpendicular to the west line of said Southwest Quarter, 100.00 feet for a point of beginning; thence northerly with a deflection angle to the left of $94^{\circ}39'12''$, 431.42 feet to a point 65.00 feet normally distant east of the west line of said Southwest Quarter; thence northerly with a deflection angle to the right of $04^{\circ}39'12''$ and parallel with the west line of said Southwest Quarter, 370.00 feet; thence northerly with a deflection angle to the left of $11^{\circ}18'36''$, 101.98 feet to a point 45.00 feet normally distant east of the west line of said Southwest Quarter, said point also being on the east line of a permanent easement for road right-of-way as established in the Dedication recorded in Film 574 at Page 847; thence easterly perpendicular to the west line of said Southwest Quarter, 150.00 feet; thence southerly parallel with the west line of said Southwest Quarter, 900.00 feet; thence westerly perpendicular to the west line of said Southwest Quarter, 95.00 feet to the point of beginning, TOGETHER with that part of the West Half of said Southwest Quarter described as follows: Commencing at the southwest corner of said Southwest Quarter; thence easterly along the south line of said Southwest Quarter, 230.00 feet; thence northerly parallel with the west line of said Southwest Quarter, 100.00 feet for a point of beginning; thence continuing northerly parallel with the west line of said Southwest Quarter, 10.00 feet; thence easterly parallel with the south line of said Southwest Quarter, 180.40 feet; thence easterly with a deflection angle to the right of $07^{\circ}12'41''$, 199.16 feet to a point 85.00 feet normally distant north

of the south line of said Southwest Quarter; thence easterly with a deflection angle to the left of $07^{\circ}12'41''$, and parallel with the south line of said Southwest Quarter, 715.48 feet to a point on the east line of the West Half of said Southwest Quarter; thence southerly along the east line of the West Half of said Southwest Quarter, 21.30 feet to a point 63.70 feet north of the southeast corner of the West Half of said Southwest Quarter; thence westerly parallel with the south line of said Southwest Quarter, 715.62 feet; thence westerly with a deflection angle to the right of $03^{\circ}38'19''$, 99.27 feet to a point 70.00 feet normally distant north of the south line of said Southwest Quarter; thence westerly with a deflection angle to the right of $07^{\circ}48'46''$, 100.74 feet to a point 90.00 feet normally distant north of the south line of said Southwest Quarter; thence westerly with a deflection angle to the left of $08^{\circ}16'19''$, 180.29 feet to the point of beginning (Tract 18) and

That part of Lot 2, Cross Town East, Wichita, Kansas described as follows: Commencing at the southwest corner of Lot 1 in said Cross Town East; thence easterly along the south line of said Lot 1, 165.00 feet for a point of beginning; thence continuing easterly along the south line of said Lot 1, and as extended easterly, 325.45 feet to a point 190.00 feet west of the east line of said Lot 2 as measured parallel with the north line of said Lot 1; thence southerly parallel with the east line of said Lot 2, 20.00 feet; thence westerly parallel with the extended south line of said Lot 1, 325.49 feet to a point 240.00 feet east of the west line of the Northwest Quarter of Section 28, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas as measured parallel with the south line of said Lot 1; thence northerly parallel with the west line of said Northwest Quarter, 20.00 feet to the point of beginning, together with that part of said Lot 2 described as follows: Commencing at the southwest corner of said Lot 2; thence easterly along the south line of said Lot 2, 42.63 feet (calculated per platted information), 42.64 feet (calculated per described information), to a point 110.00 feet east of the west line of said Northwest Quarter as measured along the south line of said Lot 2, and for a point of beginning; thence northerly parallel with the west line of said Northwest Quarter, 367.55 feet to a point 110.00 feet south of the south line of said Lot 1 as measured parallel with the west line of said Northwest Quarter; thence easterly parallel with the south line of said Lot 1, 35.00 feet; thence southerly parallel with the west line of said Northwest Quarter, 357.41 feet to a point 10.00 feet normally distant north of the south line of said Lot 2; thence easterly parallel with the south line of said Lot 2, 150.00 feet to a point 295.00 feet east of the west line of said Northwest Quarter as measured parallel with the south line of said Lot 2; thence southerly parallel with the west line of said Northwest Quarter, 10.00 feet to a point on the south line of said Lot 2; thence westerly along the south line of said Lot 2, 185.00 feet to the point of beginning, and together with that part of said Lot 2 described as follows: Commencing at the northeast corner of said Lot 2; thence southerly along the east line of said Lot 2, 213.50 feet for a point of beginning; thence continuing southerly along the east line of said Lot 2, 161.48 feet; thence westerly perpendicular to the east line of said Lot 2, 15.00 feet; thence northerly parallel with the east line of said Lot 2, 161.50 feet to a point 213.50 feet normally distant south of the north line of said Lot 2; thence easterly parallel with the north line of said Lot 2, 15.00 feet to the point of beginning (Tract 19) and

That part of the East Half of the Southwest Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas described as follows: Beginning at a point on the east line of said Southwest Quarter, said point being 63.70 feet north of the southeast corner of said Southwest Quarter; thence

westerly parallel with the south line of the East Half of said Southwest Quarter, 1323.60 feet to a point on the west line of the East Half of said Southwest Quarter, said point being 63.70 feet north of the southwest corner of the East Half of said Southwest Quarter; thence northerly along the west line of the East Half of said Southwest Quarter, 21.30 feet; thence easterly parallel with the south line of the East Half of said Southwest Quarter, 1303.00 feet to a point 20.60 feet normally distant west of the east line of said Southwest Quarter; thence northerly perpendicular to the south line of the East Half of said Southwest Quarter, 115.00 feet; thence easterly perpendicular to the last described course, 20.92 feet to a point on the east line of said Southwest Quarter; thence southerly along the east line of said Southwest Quarter, 136.30 feet to the point of beginning (Tract 20) and

That part of Lot 1, Rosson Addition, Wichita, Sedgwick County, Kansas, described as follows: Commencing at the northwest corner of said Lot 1; thence easterly along the north line of said Lot 1, 40.14 feet to a point 40.00 feet normally distant east of the west line of said Lot 1; thence continuing easterly along the north line of said Lot 1, 66.47 feet; thence southerly with a deflection angle to the right of $90^{\circ}14'27''$, 40.00 feet; thence westerly with a deflection angle to the right of $89^{\circ}45'33''$, and parallel with the north line of said Lot 1, 63.02 feet to a point 40.00 feet normally distant east of the west line of said Lot 1; thence northerly along a line 40.00 feet normally distant east of and parallel with the west line of said Lot 1, 40.13 feet to the point of beginning (Tract 21) and

That part of the Southwest Quarter of the Southeast Quarter of Section 21, Township 27 South, Range 2 East of the Sixth Principal Meridian, Sedgwick County, Kansas described as follows: Commencing at the intersection of the west line of said Southeast Quarter with the north right-of-way line of U.S. Highway 54 as condemned in District Court Case No. A-17549, said intersection being 63.70 feet north of the southwest corner of said Southeast Quarter; thence continuing northerly along the west line of said Southeast Quarter, 75.06 feet for a point of beginning; thence continuing northerly along the west line of said Southeast Quarter, 61.24 feet; thence easterly with a deflection angle to the right of $89^{\circ}50'16''$, 1325.07 feet to a point on the east line of the Southwest Quarter of said Southeast Quarter, said point being 200.91 feet north of the southeast corner of the Southwest Quarter of said Southeast Quarter; thence southerly along the east line of the Southwest Quarter of said Southeast Quarter, 60.88 feet to a point 140.03 feet north of the southeast corner of the Southwest Quarter of said Southeast Quarter; thence westerly with a deflection angle to the right of $89^{\circ}49'10''$, 1325.07 feet to the point of beginning (Tract 22) and

That part of Lot 1, Block 1, Chelsea Brooke Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at the southeast corner of said Lot 1; thence westerly along the south line of said Lot 1, 53.85 feet to the intersection with the west line of a 15.00 foot drainage easement as granted in said Chelsea Brooke Addition; thence northerly with a deflection angle to the right of $92^{\circ}10'12''$ and along the west line of said 15.00 foot drainage easement, 60.04 feet to a point 60.00 feet normally distant north of the south line of said Lot 1; thence westerly with a deflection angle to the left of $92^{\circ}10'12''$ and parallel with the south line of said Lot 1, 98.24 feet to a point 150.00 feet normally distant west of the east line of said Lot 1; thence northerly with a deflection angle to the right of $90^{\circ}10'54''$ and parallel with the east line of said Lot 1, 200.00 feet; thence easterly with a deflection angle to the right of $89^{\circ}49'06''$ and parallel with the south line of said Lot 1, 150.00 feet to a point on the east line of said

Lot 1, said point being 260.00 feet north of the southeast corner of said Lot 1; thence southerly with a deflection angle to the right of $90^{\circ}10'54''$ and along the east line of said Lot 1, 260.00 feet to the point of beginning (Tract 24) and

That part of Lot 1, Paul Burnett 2nd Addition, Wichita, Kansas described as follows: Commencing at the northwest corner of said Lot 1; thence southerly along the west line of said Lot 1, 25.00 feet for a point of beginning; thence easterly parallel with the westerly segment of the north line of said Lot 1, 52.39 feet; thence northeasterly, 40.40 feet to a point on the east line of said Lot 1, said point being 36.87 feet south of the northeast corner of said Lot 1; thence southerly along the east line of said Lot 1, 25.75 feet; thence southwesterly with a deflection angle to the right of $69^{\circ}48'15''$, 81.31 feet to a point 15.00 feet east of the west line of said Lot 1; thence southerly with a deflection angle to the left of $69^{\circ}51'12''$ and parallel with the west line of said Lot 1, 141.91 feet to a point on the south line of said Lot 1; thence westerly along the south line of said Lot 1, 15.00 feet to the southwest corner of said Lot 1; thence northerly along the west line of said Lot 1, 184.90 feet to the point of beginning (Tract 27) and

That part of Reserve "A", Golden Corral Addition, Wichita, Sedgwick County, Kansas lying north of and abutting the north line of the 40 foot drainage easement recorded in Film 636 at Page 330 and lying west of and abutting the west line of the 45 foot drainage easement recorded in Film 325 at Page 284, TOGETHER with that part of said Reserve "A" lying north of and abutting the easterly extension of the south line of Lot 1, Block A, in said Golden Corral Addition and lying east of and abutting the east line of said 45 foot drainage easement recorded in Film 325 at Page 284, and TOGETHER with that part of said Lot 1 described as follows: Beginning at the southwest corner of said Lot 1; thence northerly along the west line of said Lot 1, 127.11 feet; thence easterly with a deflection angle to the right of $89^{\circ}46'09''$, 10.00 feet; thence southerly with a deflection angle to the right of $90^{\circ}13'51''$ and parallel with the west line of said Lot 1, 127.09 feet to a point on the south line of said Lot 1, 10.00 feet to the point of beginning (Tract 28) and

That part of Lot 1, Paul Burnett Addition, Wichita, Kansas described as follows: Commencing at the northwest corner of said Lot 1; thence southerly along the west line of said Lot 1, 36.87 feet for a point of beginning; thence northeasterly with a deflection angle to the left of $105^{\circ}19'20''$, 63.20 feet; thence easterly with a deflection angle to the right of $15^{\circ}06'28''$, 346.21 feet to a point on the east line of said Lot 1, said point being 78.00 feet south of the northeast corner of said Lot 1; thence southerly along the east line of said Lot 1, 20.00 feet; thence westerly with a deflection angle to the right of $89^{\circ}45'49''$, 346.14 feet; thence southwesterly with a deflection angle to the left of $19^{\circ}58'53''$, 65.01 feet to a point on the west line of said Lot 1; thence northerly along the west line of said Lot 1, 25.75 feet to the point of beginning (Tract 29) and

That part of the west 159.00 feet of Lot 1, E. M. Steven's 4th Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at a point on the west line of said Lot 1, said point being 78.00 feet normally distant south of the north line of said Lot 1; thence easterly parallel with the north line of said Lot 1, 159.00 feet; thence southerly parallel with the west line of said Lot 1, 110.00 feet; thence westerly parallel with the north line of said Lot 1, 50.00 feet; thence northerly parallel with the west line of said Lot 1, 90.00 feet; thence westerly parallel with the north line of said Lot 1, 109.00 feet to a point on the west line of said Lot 1; thence northerly along the west line of said Lot 1, 20.00 feet to the point of beginning (Tract 33) and

That part of Lot 1, Block A, Pizza Hut Second Addition to Wichita, Sedgwick County, Kansas described as follows: Commencing at the northeast corner of said Lot 1, said northeast corner also being the northeast corner of that part of said Lot 1 dedicated for public street right-of-way purposes in the Dedication recorded on Film 1809 at Page 1279; thence on a Kansas South Zone Grid Bearing of $S00^{\circ}50'47''E$ along the east line of said Lot 1, and along the east line of said Dedication, 128.00 feet to the southeast corner of said Dedication, and for a point of beginning; thence continuing on a Kansas South Zone Grid Bearing of $S00^{\circ}50'47''E$ along the east line of said Lot 1, 320.65 feet; thence $S89^{\circ}01'38''W$, 79.00 feet; thence $N00^{\circ}50'47''W$ parallel with the east line of said Lot 1, 290.00 feet; thence $S89^{\circ}00'41''W$, 699.83 feet; thence $S44^{\circ}05'29''W$, 70.81 feet to a point on the west line of said Lot 1, said point being 80.30 feet south of the southwest corner of said Dedication; thence $N00^{\circ}49'54''W$ (described), $N00^{\circ}47'50''W$ (calculated), along the west line of said Lot 1, 30.00 feet to a point 50.30 feet south of the southwest corner of said Dedication; thence $N39^{\circ}43'23''E$, 46.17 feet to a point 30.00 feet normally distant east of the west line of said Lot 1; thence $N89^{\circ}00'41''E$, 208.99 feet; thence $N86^{\circ}53'22''E$, 420.29 feet to a point on the south line of said Dedication; thence $N88^{\circ}58'10''E$ (described), $N88^{\circ}59'18''E$ (calculated), along the south line of said Dedication, 169.84 feet to the point of beginning (Tract 41) and

That part of Lot 1, Block A, Davis-Moore 14th Addition, Wichita, Sedgwick County, Kansas described as follows: Beginning at the northwest corner of said Lot 1; thence easterly along the north line of said Lot 1, 399.75 feet to a deflection corner in said north line; thence easterly with a deflection angle to the right of $02^{\circ}32'42''$, 450.40 feet (platted), 450.65 feet (calculated per described information), to the most northerly northeast corner of said Lot 1; thence westerly with a deflection angle to the right of $177^{\circ}26'57''$, 419.89 feet; thence westerly with a deflection angle to the right of $05^{\circ}44'51''$, 100.50 feet to a point 10.00 feet normally distant south of the west segment of the north line of said Lot 1; thence westerly with a deflection angle to the left of $05^{\circ}44'29''$ and parallel with the west segment of the north line of said Lot 1, 207.09 feet to a point 123.00 feet normally distant east of the west line of said Lot 1; thence northerly with a deflection angle to the right of $90^{\circ}08'11''$, 6.00 feet to a point 4.00 feet normally distant south of the west segment of the north line of said Lot 1; thence westerly with a deflection angle to the left of $90^{\circ}08'11''$, 80.00 feet to a point 43.00 feet normally distant east of the west line of said Lot 1; thence southerly with a deflection angle to the left of $89^{\circ}51'49''$ and parallel with the west line of said Lot 1, 56.70 feet; thence westerly with a deflection angle to the right of $89^{\circ}51'28''$, 43.00 feet to a point on the west line of said Lot 1; thence northerly with a deflection angle to the right of $90^{\circ}08'32''$ and along the west line of said Lot 1, 60.70 feet to the point of beginning (Tract 43) and

That part of Lot 2, East Kellogg Acres, Wichita, Sedgwick County, Kansas described as follows: Commencing at the northwest corner of said Lot 2; thence southerly along the west line of said Lot 2, 20.00 feet to the intersection with the south line of that part of said Lot 2 taken for street, for a point of beginning; thence easterly parallel with the north line of said Lot 2 and along the south line of that part of said Lot 2 taken for street, 291.50 feet, more or less, (platted), 291.24 feet (calculated per measured information), to the intersection with east line of said Lot 2; thence southerly along the east line of said Lot 2, 145.37 feet; thence westerly with a deflection angle to the right of $89^{\circ}51'53''$, 291.25 feet more or less, to a point on the west line of said Lot 2, said point being 145.17 feet south of the point of beginning; thence northerly along the west

line of said Lot 2, 145.17 feet to the point of beginning, EXCEPT that part of the above described tract of land described as follows: That part of said Lot 2 described as commencing at the northwest corner of said Lot 2; thence southerly along the west line of said Lot 2, 20.00 feet to the intersection with the south line of that part of said Lot 2 taken for street, for a point of beginning; thence easterly parallel with the north line of said Lot 2 and along the south line of that part of said Lot 2 taken for street, 291.50 feet, more or less, (platted 0, 291.24 feet (calculated per measured information), to the intersection with the east line of said Lot 2; thence southerly along the east line of said Lot 2, 85.37 feet; thence westerly with a deflection angle to the right of 87°53'54", 291.44 feet, more or less to a point on the west line of said Lot 2, said point being 95.17 feet south of the point of beginning; thence northerly along the west line of said Lot 2, 95.17 feet to the point of beginning (Tract 57).

SECTION 3. That the City Attorney is hereby authorized and directed to commence proceedings in eminent domain in the District Court of Sedgwick County, Kansas, for the appropriation of said lands and determination of the compensation to be awarded for the taking thereof.

SECTION 4. That the costs of said acquisition when ascertained shall be paid from General Obligation Bonds to be issued for the costs of such improvements; PROVIDED, however, should the City of Wichita acquire said property (and said City hereby reserves its right to abandon the condemnation as to any of all tracts) that General Funds are available for said purpose as provided by law.

SECTION 5. That the costs of said acquisition shall be charged to the City of Wichita.

SECTION 6. That this Ordinance shall take effect and be in force from and after its passage and publication once in the official City paper.

ADOPTED at Wichita, Kansas, this 4th day of, December 2012.

CITY OF WICHITA

Carl Brewer, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Gary E. Rebenstorf, Director of Law